

COUNCIL MINUTES  
TIGARD CITY COUNCIL MEETING  
MAY 24, 2005

Mayor Dirksen called the meeting to order at 6:31 p.m.

Council Present: Mayor Dirksen; Councilors Harding (arrived at 6:33 p.m.), Sherwood, Wilson, and Woodruff.

- > AGENDA ITEM REORDER – Interim City Manager Prosser suggested the Agenda be heard in a different order. The “Branding” proposals will be heard at the beginning of the meeting during the Study Session.

Councilor Harding arrived at 6:33 p.m.

- > DISCUSSION OF INTERIM CITY MANAGER PERFORMANCE REVIEW

After a brief discussion facilitated by Human Resources Director Zodrow, City Council decided to use the supervisory performance evaluation form to give Interim City Manager Prosser feedback on his performance as interim city manager. City Council members received a copy of the form, which they will complete and return to staff on May 31. Human Resources Director Zodrow will tabulate the results of the City Council members' individual ratings and the City Council will administer the review to Interim City Manager Prosser on July 12.

- > DISCUSSION OF CITY OF TIGARD BRANDING PROPOSALS

After discussion, City Council consensus was to select Glenn Marcusen as the consultant to help the City develop a new graphic identity. City Council members agreed that Juli Page would also do a good a good job for the City, but selected Glenn Marcusen noting they liked how Mr. Marcusen expressed himself with regard to working style and they were impressed with his experience with signage.

Assistant to the City Manager Newton will work with City Buyer Barrett to proceed with a contract with Mr. Marcusen. City Council will begin working with Mr. Marcusen on July 12 or 19.

> ADMINISTRATIVE ITEMS

- Community Achievement – Request from Washington County Fair and Rodeo for nomination of an outstanding Tigard citizen/community volunteer for recognition at the Fair. City Council nominated Pat Biggs. (This item was also discussed on May 17, 2005).
- Distributed an e-mail from John Frewing to be entered into the Record during Citizen Communication (Agenda Item 2) regarding "Tigard and Wildlife." Interim City Manager Prosser advised that this e-mail referenced information that pertained to the Ash Creek development currently on appeal to the Land Use Board of Appeals (LUBA). If LUBA remands this matter to the City Council, City Council members will need to report the receipt of this communication as ex parte contact.
- Metro's "Get Centered" Tour of Lake View Village & downtown Lake Oswego Mayor Dirksen, Councilor Harding, and Councilor Wilson indicated they would attend this June 2 event. Members of the Downtown Task Force will be asked if they would like to attend.
- Interim City Manager Prosser noted there is an upcoming CPO4B meeting and a staff member plans to attend.
- Reminder: Volunteer event at the Library Community Room on June 24, 6:30 – 8 p.m.
- Second anniversary of the Summerlake Dog Park is May 28.
- Building Permit – Boy Scout Greg Luke testified to the City Council on May 10 about his disagreement with the building permit fee for his Eagle Scout community service project. After discussion, City Council agreed the City could award a grant to Mr. Lucas for the fee. Councilor Wilson noted, however, that part of the civic lesson to be learned is that building inspections are required for public safety. The City Council agreed the award of the grant should not be considered to be precedent setting.
- Council Calendar:
  - May 30 Memorial Day Holiday, City Offices Closed
  - May 31 Fifth Tuesday Council Meeting – 7 p.m. – Library Community Room
  - June 14 Council Business Meeting – 6:30 p.m. – Town Hall
  - June 17-19 Tigard Festival of Balloons – Cook Park (See <http://www.tigardballoon.org/>)
  - June 21 Council Workshop Meeting – 6:30 p.m. – Town Hall

- June 28 Council Business Meeting – 6:30 p.m. – Town Hall
  - July 4 4<sup>th</sup> of July Celebration and Holiday – City Offices Closed
  - July 12 Council Business Meeting – 6:30 p.m. – Town Hall
- EXECUTIVE SESSION: The Tigard City Council went into Executive Session at 7:02 to discuss employment of public officers, employees and agents and real property transaction negotiations under ORS 192.660(2)(a) and (2)(e).

Executive Session concluded at 7:29 p.m.

# 1. BUSINESS MEETING

- 1.1 Mayor Dirksen called the City Council & Local Contract Review Board meeting to order at 7:34 p.m.
- 1.2 Council Present: Mayor Dirksen; Councilors Harding, Sherwood, Wilson, and Woodruff.
- 1.3 Pledge of Allegiance
- 1.4 Council Communications & Liaison Reports

Councilor Wilson reported he attended a symposium of Metro jurisdictions on May 20 regarding Metro issues. He said there was some commonality of opinions expressed among the jurisdictions regarding the desire for flexibility when applying land use regulations and to have more local control. The discussion that occurred at the symposium will be summarized in writing. There will be a follow-up meeting.

Councilor Wilson reviewed some of the highlights, including the following:

- Desire for flexibility when applying or creating land use regulations.
- Similar concerns expressed by jurisdictions, yet prompted by different situations: e.g., Should cities have to accept certain land use zoning even if the city is not prepared to pay for and provide services?
- In general, there is a desire that cities give more input about the administration of Metro regulations.

Councilor Wilson said he would write down the key points he offered at the symposium.

- 1.5 Call to Council and Staff for Non-Agenda Items: None

## 2. CITIZEN COMMUNICATION (Two Minutes or Less, Please)

- Council received an e-mail communication from Mr. John Frewing regarding "Tigard and Wildlife." (See also information on this item referenced during the Study Session, Page 2.)
- Ken Henschel, 14531 SW 144<sup>th</sup> Avenue, advised he was addressing the City Council as the Chair of CPO4B serving residents of Bull Mountain and Tigard. He advised that the CPO has requested City of Tigard representatives to attend their meetings without success. He referred to recent e-mail communications regarding this matter. Mr. Henschel submitted to the City Recorder a copy of Citizen Participation Organization 4B Bull Mountain/Tigard Boundary Area – Resolution 05-07: A resolution advising the Washington County Board of Commissioners that CPO 4B insists that the City of Tigard supports and attends CPO 4B meetings when they are invited to speak on items relevant to the City and/or its residents and/or its non-residents within the Tigard's Urban Service Agreement boundary.

Mr. Henschel complimented the City Council for their decision to resolve an issue brought up by an Eagle Scout with regard to a community service project.

Mr. Henschel said acrimony persists between the Tigard City Council and the residents of Bull Mountain. He asked Councilor Wilson to "keep an eye on this" and that issues should be attacked, not people.

Mayor Dirksen acknowledged that he, too, was not happy with the situation. Mr. Henschel suggested that an apology was in order. Councilor Wilson responded saying he thought Mr. Henschel was addressing him since he presided over the May 17 City Council workshop meeting as the Council President because Mayor Dirksen was absent. Councilor Wilson noted his assumption that Mr. Henschel was referring to the last City Council work session, when a public comment was offered out of turn resulting in an exchange that was quickly over. He suggested that he would also invite an apology "from the other side."

Councilor Woodruff noted he agreed that the focus should be on issues and to avoid personal attacks, including newspaper articles. He noted the need to serve the community in the best way possible.

- Follow-up to Previous Citizen Communication

Interim City Manager Prosser reported that at the May 10 Council meeting, Mr. Isador Morgavi noted issues surrounding requests for staff attendance at a CPO 4B meeting. Interim City Manager Prosser noted requests for Tigard staff attendance at CPO meetings should be routed through Washington County staff. Interim City Manager Prosser will be meeting with the County Administrator regarding this matter. A staff member did not attend the CPO 4B meeting on May 5 because of a miscommunication about the location of the meeting.

Interim City Manager Prosser reported Greg Luke, a Boy Scout working on a community service project, had expressed an objection to a building permit fee. Interim City Manager Prosser said he was told that Mr. Luke's grandfather paid the fee. The City Council discussed this matter during the Study Session (see Page 2) and as a result of the discussion, a reimbursement will be issued from the General Fund. Mayor Dirksen added that such fees are necessary for plan review and building inspection services.

3. CONSENT AGENDA: Youth Advisory Committee President Rob Williams reviewed the items presented on the Consent Agenda:

- 3.1 Approve Council Minutes for April 4 Special Council Meeting, April 4 Joint Meeting with the City of Tualatin and Tigard-Tualatin School District, and April 12, 2005 Council Meeting
- 3.2 Approve Submission for a Transportation and Growth Management Grant Application for a Highway 99W Corridor Improvement and Management Plan - Resolution No. 05 - 35

RESOLUTION 05-35 – A RESOLUTION SUPPORTING A  
TRANSPORTATION AND GROWTH MANAGEMENT GRANT  
APPLICATION FOR THE HIGHWAY 99W CORRIDOR  
IMPROVEMENT AND MANAGEMENT PLAN

- 3.3 Approve an Intergovernmental Agreement for Shared Use of Public Communication Network and Related Equipment to Access the Portland Police Data System (*Authorizing City Manager to Sign*)
- 3.4 Local Contract Review Board:
  - a. ~~Award a Contract for Banking Services to US Bank (This item was set over for separate discussion to June 14, 2005.)~~
  - b. Award a Contract for ASR2 Well Head Improvements to Schneider Equipment, Inc.
  - c. Authorize the Reimbursement of Funds to West Hills Development for the Construction of a Large Diameter Transmission Waterline through the Arbor Summit Subdivision Development
  - d. Award a Contract for Tiedeman Pressure Reducing Valve (PRV) Station Replacement to Kerr Construction

Councilor Harding requested that Item 3.4a be removed for separate discussion. (Note: This item was set over to the June 14, 2005, City Council meeting.)

Motion by Councilor Wilson, seconded by Councilor Woodruff, to approve the Consent Agenda with Item 3.4a. removed.

The motion was approved by a unanimous vote of Council present:

Mayor Dirksen:	Yes
Councilor Harding:	Yes
Councilor Sherwood:	Yes
Councilor Wilson:	Yes
Councilor Woodruff:	Yes

#### 4. TIGARD MUNICIPAL COURT ANNUAL REPORT

Municipal Court Judge Michael O'Brien and Administrative Services Manager Nadine Robinson updated the Council on the Court's current programs and case loads. Highlights of the report are on file with the City Recorder. Programs reviewed included Traffic, Youth Court, and Civil Infractions.

*Due to unavailability of one of the presenters, the following agenda item must be rescheduled.*

#### ~~5. METRO UPDATE ON HIGHWAY 217 CORRIDOR STUDY~~

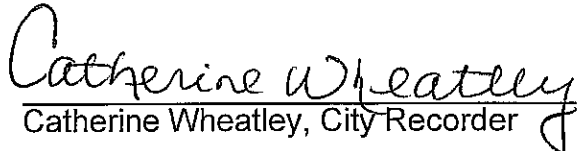
- ~~a. Staff Introduction: Community Development Staff~~
- ~~b. Council Discussion~~

#### 6. COUNCIL LIAISON REPORTS


- Councilor Woodruff reminded the viewing public of the upcoming 5<sup>th</sup> Tuesday meeting on May 31.
- Youth Advisory Council President Williams reported that the Tigard Youth Advisory Council received an award for community service at the Fourth Annual "We Make a Difference" awards ceremony on May 18. The event honored Washington County students who are making a difference in their community. Mayor Dirksen and City Council members congratulated the Youth Advisory Council on this achievement.

#### 7. NON AGENDA ITEMS: None.

8. EXECUTIVE SESSION: The Tigard City Council went into Executive Session at 8:31 p.m. to discuss employment of public officers, employees and agents under ORS 192.660(2)(a).
9. ADJOURNMENT: 9:02 p.m.

  
Catherine Wheatley, City Recorder

Attest:

  
Mayor, City of Tigard  
Date: July 12, 2005

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